



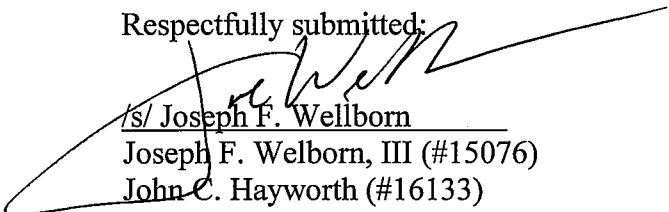
5. In his complaint, Plaintiff prays for a judgment against Johnston Barton of compensatory and punitive damages “in an amount in excess of \$1,000,000” (*See id.* at ¶ 1 of prayer for relief).

6. Accordingly, the United States District Court of the Middle District of Tennessee has subject matter jurisdiction over this case pursuant to 28 U.S.C. § 1332(a) and (c)(1) because the parties are citizens of different states and the amount in controversy exceeds \$75,000. This action is therefore removable pursuant to 28 U.S.C. § 1441(a).

7. Johnston Barton has given written notice of the removal of this case to Plaintiff through his attorney of record and will promptly file a true and correct copy of this Notice of Removal with the Clerk of the Chancery Court of Williamson County, Tennessee, as required by 28 U.S.C. § 1446(d).

WHEREFORE, Johnston Barton hereby removes the above-captioned case to the United States District Court for the Middle District of Tennessee and gives notice to the Chancery Court of Williamson County, Tennessee to proceed no further with respect to this action.

Respectfully submitted:



/s/ Joseph F. Wellborn

Joseph F. Welborn, III (#15076)

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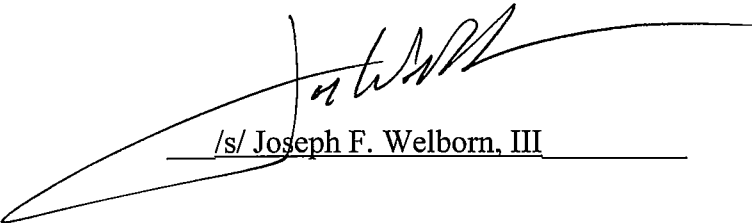
*Attorneys for Defendant*

**CERTIFICATE OF SERVICE**

I certify that a true and correct copy of the foregoing has been served via hand delivery on the following:

Eugene N. Bulso, Jr.  
414 Union Street, Suite 1740  
Nashville, TN 37219

this the 14<sup>th</sup> day of July, 2010.



/s/ Joseph F. Welborn, III